

**ORDER BELOW EXH.49 IN SPECIAL CASE NO. 09 OF 2022**

The State of Maharashtra	Complainant
<i>Versus</i>	
Shiyad A.K. etc. 3	Accused

This is an application by accused no.3 Mohammad Jasim for grant of bail. He is an under trial prisoner. The application is received from the Jailor, Ratnagiri Special Prison.

2. The accused is facing trial for the offences punishable under section 8(c), 21(c) read with section 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985. His previous bail application Exh.35 is rejected by my Ld. Predecessor by order dated 02/09/2022, on merits, assigning reasons that there were no grounds to satisfy that the accused is not guilty of the alleged offences. Another reason is that the present applicant is resident of Kerala state, no relative of him resides in Ratnagiri district. It is further observed in the previous order that possibility of the applicant accused absconding and remaining absent during trial could not be ruled out.

3. In the present application the accused has stated that his financial position is very weak. He has wife and parents to maintain. His parents are always ill. Till this date the prosecution has not produced the seized articles. Therefore, he requested for bail.

4. While rejecting previous bail application this Court had

considered all the relevant aspects and applied the relevant legal principles. This Court had also found that the accused applicant was not entitled to bail. In view of these observations, the present application, in absence of any justifiable circumstance is untenable, it is liable to be rejected. Hence, following order.

**ORDER**

1. Application Exh.49 is rejected.
2. Inform the accused through the jail authority.

Ratnagiri

(V. R. Joshi)

Date:- 04/01/2023

Judge, Special Court, Ratnagiri.

I affirm that the contents of this Pdf file order are same words as per original order.

Regular Civil Appeal No.	:-	01/2023.
Name of Stenographer	:-	Sou. S.K.Inamdar
Court Name	:-	Judge, Special Court, Ratnagiri.
Date of Decision	:-	04.01.2023
Order signed by P.O. on	:-	04.01.2023
Order Digitally signed on	:-	06.01.2023
Order uploaded on	:-	06.01.2023